

OMB Approval 2700-0042

NSN 7540-01-152-8070 30-105 STANDARD FORM 30 (REV. 10-83)  
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**A.. Questions and Answers**

Q.1. Page 16 (L). This paragraph implies that the disposal cell is to be licensed by the MTDEQ. My understanding, based on numerous conversations with EPA and Volpe representatives, is that since the facility was developed to support a cleanup effort by EPA using CERCLA (Superfund) authority, it would not require a formal permit with the DEQ. In essence, the Government has deemed that the facility and operating plan developed by the Government is acceptable for use in a Superfund action and meets the substantive requirements of permitted Class IV landfill. The MTDEQ concurs with this approach. I've attached suggested language that addresses this issue.

A. 1. The Volpe Center concurs. See below.

Q2. Page 17 (N). This paragraph specifies that surveys will be conducted monthly. Lincoln County prefers quarterly measurements. Again, I've attached suggested language.

A2. The Volpe Center concurs. The paragraph is revised to reflect the suggested change and other changes to remove reference to other contracts and to clarify the Volpe Center's role. Any reference in the contract to the Government should be generally understood to mean the Volpe Center.

Q3. Page 18 (D). The wording in this paragraph implies that the contractor (Lincoln County) shall perform all disposal operations. My understanding, again based on numerous conversations with EPA and Volpe representatives, is that Lincoln County would only provide the facility for disposal. The Government is responsible for operation of the landfill and for disposal of material.

A3. The Volpe Center does not concur with the suggested changes. The level of support provided and/or to be provided to Lincoln County by the Environmental Protection Agency must be reflected in a separate agreement between the two parties. The Volpe Center cannot commit or bind EPA to a particular course of action. However, Lincoln County's published special waste disposal fee of \$32.00/cubic yard assessed for asbestos disposal should be reduced in proportion to the operational and maintenance support already provided and to be provided in the future by the Environmental Protection Agency or other federal agencies.

B. Section IV. Contract Terms and Conditions Paragraphs L, M, and N are revised to read as follows:

**L. Documentation and Approvals**

Documentation of transport shall be via a bill of lading in triplicate (copy 1 upon exit from site with a load, copy 2 to the operations manager at the disposal location (disposal contractor) and copy 3 for the transporter's records).

All required licenses, permits, and training documentation shall be submitted along with the proposal. The Volpe Center will assist the contractor in obtaining representative sample data. The disposal facility shall meet the substantive requirements of a Class IV landfill permit as defined in the Administrative Rules of Montana (ARM) Sub-Chapter 5 Refuse Disposal, as determined by the cognizant federal Government agencies or agency.

**M. Documentation**

The Volpe Center will be responsible for preparation of all necessary manifests or bills of lading. The Volpe Center will provide the contractor with signed manifests or bills of lading.

**N. Measurement and Payment**

In order to verify the quantity of material disposed of by the Volpe Center, and to determine subsequent payment, the Volpe Center has selected the methodology described below. The will conduct a pre-disposal and post-disposal survey to effectively measure the volume of material disposed of at the landfill. This calculated volume will serve as an accurate measure of soil and debris disposed of at the landfill. The Volpe Center will conduct surveys on a quarterly basis. These surveys will serve as the basis for invoicing by the contractor in accordance with other terms

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of the contract.

C. Section I, SF 1449, block 6, is revised to read 05/13/2004.